

03-24-06 IFW 1641

Practitioner's Docket No.: 789_076

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: Toshikazu HIROTA, Takao OHNISHI, Saichi YAMADA, Kazunari YAMADA, Yukihiisa TAKEUCHI

Ser. No.: 10/068,292

Art Unit: 1641

Filed: February 6, 2002

Examiner: Ann Y. Lam

Confirmation No.: 9651

For: BIOCHIP AND METHOD FOR PRODUCING THE SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 23, 2006 under "EXPRESS MAIL" mailing label number EV 77212 3768 US.

Jane M. Stevens

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.97(c)

TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT

1. The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:
 - (1) a final action under § 1.113,
 - (2) a notice of allowance under § 1.311 or
 - (3) an Office Action that closes prosecution.

STATEMENT OR SUBMISSION FEE

2. Accompanying this transmittal is

A. ☒ a statement as specified in 37 C.F.R. 1.97(e).

OR

B. ☐ the submission fee set forth in 37 C.F.R. 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$180.00).

Fee due: \$00

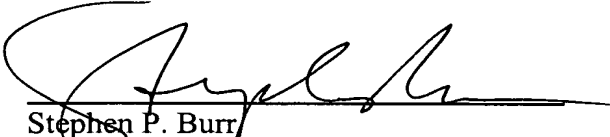
METHOD OF PAYMENT OF FEE

3. ☐ Attached is a check in the amount of \$.
☐ Charge Account No. 50-1446 in the amount of \$. A duplicate of this request is attached.
4. ☒ If any additional fees are due, please charge Deposit Account 50-1446.

Respectfully submitted,

March 23, 2006

Date


Stephen P. Burr
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Practitioner's Docket No.: 789_076

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Toshikazu HIROTA, Takao OHNISHI, Saichi YAMADA,
Kazunari YAMADA, Yukihiisa TAKEUCHI

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Janet M. Stevens

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)

Sir:

☒ Each item of information contained in the Information Disclosure Statement filed herewith was *first* cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

OR

☐ No item of information in the Information Disclosure Statement filed herewith was cited in a communication from a foreign patent office in a counterpart foreign application or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

March 23, 2006

Date

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Kazunari YAMADA, Yukihiisa TAKEUCHI

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Janet M. Stevens
Janet M. Stevens

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached Form PTO-1449. Required copies of the references listed on Form PTO-1449 are attached.

Also enclosed is a copy of a European Search Report from a corresponding European patent application bearing a mailing date of March 8, 2006, and the U.S. PTO is directed thereto for a concise statement of possible relevance of the references cited therein.

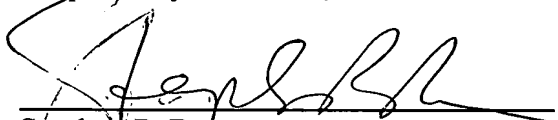
Reference BT (WO 98/03257) corresponds to Reference BL (USP 6,737,024),
Reference BU (WO 00/54882) corresponds to Reference BM (USP 6,355,491), Reference
BV (WO 00/36145) corresponds to Reference BN (USP 6,803,228), Reference BW (EP 1
094 119 A2) corresponds to Reference BO (USP 6,465,190), Reference BX (EP 1 143 252
A1) corresponds to Reference BP (USP 6,753,144), Reference BY (EP 1 160 262 A1)

corresponds to Reference BQ (U.S. Publication No. 2002/0197454 A1), and Reference BZ (KR 2001-0004339) corresponds to Reference BR (USP 6,391,625). JP 11-187900 and EP 0 895 082 listed in the European Search Report were cited as References BG and BJ in the Information Disclosure Statement filed June 13, 2002.

The above information is presented so that the Patent and Trademark Office may, in the first instance, determine any materiality thereof to the claimed invention. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that these references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,


Stephen P. Burr
Reg. No. 32,970

March 23, 2006
Date

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Form PTO-1449 US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>			<i>Complete if Known</i>	
			Application Number	10/068,292
			Filing Date	February 6, 2002
			First Named Inventor	Toshikazu HIROTA
			Art Unit	1641
			Examiner Name	Ann Y. Lam
			Confirmation No.	9651
Sheet	1	of	Attorney Docket No.	789_076

U.S. PATENT DOCUMENTS

Exam. Initial		Document Number	Date	Name	Our Docket No.	Class	Sub Class	Filing Date
	BL	6,737,024	05/18/2004	Eipel et al.				
	BM	6,355,491	03/12/2002	Zhou et al.				
	BN	6,803,228	10/12/2004	Caillat et al.				
	BO	6,465,190	10/15/2002	Hirota et al.				
	BP	6,753,144	06/22/2004	Hirota et al.				
	BQ	2002/0197454	12/26/2002	Boussie et al.				
	BR	6,391,625	05/21/2002	Park et al.				

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	Translation	Abstract
	BS	99/04896	02/04/1999	WO				
	BT	98/03257	01/29/1998	WO				✓
	BU	00/54882	09/21/2000	WO				✓
	BV	00/36145	06/22/2000	WO				✓
	BW	1 094 119 A2	10/20/2000	EP				
	BX	1 143 252 A1	10/10/2001	EP				
	BY	1 160 262 A1	12/05/2001	EP				
	BZ	2001-0004339	01/15/2001	KR				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages etc.)

Examiner:		Date Considered:	
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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